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*Attorneys for Defendants*  
*David Saxe Productions, LLC, Saxe*  
*Management, LLC and David Saxe*

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

ALEXANDER MARKS, an individual,  
Plaintiff,

vs.

DAVID SAXE PRODUCTIONS, LLC;  
SAXE MANAGEMENT, LLC; DAVID  
SAXE, an individual; EMPLOYEE(S) /  
AGENT(S) DOES 1-10; and ROE  
CORPORATIONS 11-20, inclusive,  
Defendants.

Case No. 2:17-cv-02110

**STIPULATION AND ORDER TO  
EXTEND DISCOVERY PLAN AND  
SCHEDULING ORDER (First Request)**

Pursuant to LR 26-4, all parties hereby stipulate to extend the discovery plan and scheduling order deadlines in this action pursuant to LR 26-4. This is the first request for an extension to the discovery plan and scheduling order in this matter.

**I. INTRODUCTION**

On September 21, 2017, this Court granted the parties' discovery plan and scheduling order. ECF No. 12. Unfortunately, Defendants' counsel has experienced a substantial unforeseen workload which is based on unexpected court filings. In light of these events, the parties request an additional 60-day extension to the current discovery deadlines.

1 **II. DISCOVERY COMPLETED TO DATE:**

2 **Plaintiff:**

3 Initial Disclosures to Defendants October 3, 2017  
4 First Set of Requests for Production of Documents to Defendants December 1, 2017  
5 First Set of Interrogatories to Defendants December 1, 2017

6 **Defendants:**

7 Initial Disclosures to Plaintiff October 3, 2017

8 **III. DISCOVERY YET TO BE COMPLETED:**

9 Plaintiff will notice depositions of employees of Defendants who Plaintiff believes are  
10 likely to have discoverable information that Plaintiff may use to support his claims or defenses,  
11 unless used solely for impeachment.

12 Defendant will conduct Plaintiff's deposition, may depose Plaintiff's expert witness (if  
13 any), may disclose a rebuttal expert witness, and complete other discovery.

14 **3. PROPOSED REVISED DISCOVERY PLAN:**

15 **A. Summary of Proposed Changes**

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	<b>Current Deadline</b>	<b>Revised Deadline</b>
<b>Close of Discovery</b>	<b>January 31, 2018</b>	<b>April 2, 2018</b>
<b>Interim Status Report</b>	<b>December 2, 2017</b>	<b>---</b>
<b>Disclosure of Expert Witnesses</b>	<b>December 2, 2017</b>	<b>January 31, 2018</b>
<b>Disclosure of Rebuttal Experts</b>	<b>January 2, 2018</b>	<b>March 3, 2018</b>
<b>Dispositive Motions</b>	<b>March 2, 2018</b>	<b>May 1, 2018</b>
<b>Pretrial Order</b>	<b>April 1, 2018</b>	<b>May 31, 2018</b>

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23 **B. Discovery Cut-Off Date: April 2, 2018.**

24 **C. Interim Status Report:** The interim status report may be filed no later than  
25 **December 2, 2017**, which is not later than sixty (60) days before the discovery deadline.

26 **D. Disclosure of experts** and their reports shall occur by **January 31, 2018**, which is  
27 not later than sixty (60) days before the discovery deadline.  
28

1           **E. Disclosure of rebuttal experts** and their reports shall occur by **March 3, 2018**,  
2 which is not later than thirty (30) days before the discovery deadline.

3           **F. Dispositive Motions:** Dispositive motions may be filed no later than **May 1,**  
4 **2018**, which is thirty (30) days from the discovery cut-off date. In the event that the discovery  
5 period is extended from the discovery cut-off date set forth in this Stipulation and Order to  
6 Extend Discovery Deadlines and Scheduling Order (First Request), the date for filing dispositive  
7 motions shall be extended for the same duration, to be no later than thirty (30) days from the  
8 subsequent discovery cut-off date.

9           **G. Pretrial Order:** The pretrial order shall be filed by **May 31, 2018**, which is not  
10 later than thirty (30) days after the date set for filing dispositive motions. In the event dispositive  
11 motions are filed, the date for filing the joint pretrial order shall be suspended until thirty (30)  
12 days after the decision of the dispositive motions or until further order of the Court.

13           **H. Additional Extensions of the Discovery Plan and Scheduling Order:** The last  
14 day for the parties to file their Motion and/or Stipulation to Extend a deadline subject to this  
15 Stipulation and Order to Extend Discovery Deadlines and Scheduling Order shall be at least  
16 twenty-one (21) days before the expiration of the deadline, and comply fully with LR 26-4.

17           **I. Any deadline not extended in accordance with the Stipulation and Order to Extend**  
18 **Discovery Deadlines and Scheduling Order set forth above shall remain controlled by the**  
19 **Stipulated Discovery Plan and Scheduling Order (ECF No. 11) filed in this matter on September**  
20 **19, 2017.**

21           DATED this 27<sup>th</sup> day of December, 2017.

22           JEFFREY GRONICH, ATTORNEY AT LAW

JACKSON LEWIS P.C.

23           /s/ Jeffrey Gronich

24           Jeffrey Gronich, Esq., Bar No. 13136  
25           1810 E. Sahara Ave., Suite 109  
26           Las Vegas, Nevada 89104

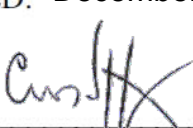
/s/ Kirsten A. Milton

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27           IT IS SO ORDERED.

28           DATED: December 28, 2017

*Attorneys for Defendants*  
*David Saxe Productions, LLC, Saxe*  
*Management, LLC and David Saxe*

  
C.W. HOFFMAN, JR.  
UNITED STATES MAGISTRATE JUDGE

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**ORDER**

IT IS SO ORDERED \_\_\_\_\_, 2017.

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U.S. District/Magistrate Judge